

EXHIBIT D

STREET ENCOUNTERS

Stop,
Question,
and Frisk
Presented
by NYPD
LEGAL
BUREAU

CONFIDENTIAL

L_NYC006805

NYCHA/TAP BUILDINGS

- **NYCHA- NYPD patrols New York City Housing Authority(NYCHA) building as an agent of NYCHA.**
- **A Trespass Affidavit Program (TAP) building is a residential multiple dwelling building in which the owner/authorized agent has granted the NYPD authorization to conduct vertical patrols.**

NYCHA/TAP BUILDINGS

- The Four Levels of DeBour apply in the public areas of NYCHA and TAP buildings.
- MOS must have an objective credible reason(Level 1) to approach an individual.
- The presence of “No Trespassing” signs alone is not sufficient to approach an individual.

NYCHA/TAP BUILDINGS

- Observation of an individual exiting a NYCHA/TAP Building, without more, is not an objective, credible reason to approach that individual.
- MOS should be alert for suspicious activity and violations of NYCHA rules.
- MOS who have an objective, credible reason to approach should ask the individual:
 - 1) If he/she resides in the building
 - 2) If he/she is visiting a resident of the building
 - 3) If he/she has business in the building

NYCHA/TAP BUILDINGS

- If an individual's authority to be present in a NYCHA/TAP building is in question MOS should take steps to verify such authority:

- 1) MOS may ask individual for identification or a building key.

- 2) MOS may escort the individual to an building resident who can verify their permission to be on the premises. The individual must voluntarily accompany the MOS.

NYCHA/TAP BUILDINGS

- If an individual refuses to or is unable to explain their presence in a NYCHA/TAP building, the MOS should instruct the individual that they must leave or be subject to arrest.
- NOTE: False, inconsistent or evasive answers to Police questions may establish a higher level of intrusion (i.e., Level 2 or 3) or may be a basis to instruct the individual to leave the building.